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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/581,725	06/28/2006	Mauro Gelli	6729/PCT	8558
	7590 05/29/200 REINER, L.L.C.	9	EXAMINER	
P.O. BOX 3201	.60		KIM, SANG K	
ALEXANDRIA, VA 22320-0160			ART UNIT	PAPER NUMBER
			3654	
			MAIL DATE	DELIVERY MODE
			05/29/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)
	10/581,725	GELLI ET AL.
Office Action Summary	Examiner	Art Unit
	SANG KIM	3654
The MAILING DATE of this communication ap Period for Reply	pears on the cover sheet with the o	correspondence address
A SHORTENED STATUTORY PERIOD FOR REPL WHICHEVER IS LONGER, FROM THE MAILING D. - Extensions of time may be available under the provisions of 37 CFR 1. after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period. - Failure to reply within the set or extended period for reply will, by statut Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	DATE OF THIS COMMUNICATION 136(a). In no event, however, may a reply be ting will apply and will expire SIX (6) MONTHS from e, cause the application to become ABANDONE	N. mely filed the mailing date of this communication. ED (35 U.S.C. § 133).
Status		
 1) Responsive to communication(s) filed on <u>Pre-</u> 2a) This action is FINAL. 2b) Thi 3) Since this application is in condition for alloward closed in accordance with the practice under 	s action is non-final. ance except for formal matters, pro	
Disposition of Claims		
4) Claim(s) 67-128 is/are pending in the applicat 4a) Of the above claim(s) is/are withdra 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 67-128 are subject to restriction and/	awn from consideration.	
Application Papers		
9) The specification is objected to by the Examina 10) The drawing(s) filed on is/are: a) accomposed and applicant may not request that any objection to the Replacement drawing sheet(s) including the correct to be a composed and accomposed are considered. 11) The oath or declaration is objected to by the Examination.	cepted or b) objected to by the drawing(s) be held in abeyance. Section is required if the drawing(s) is ob	e 37 CFR 1.85(a). ejected to. See 37 CFR 1.121(d).
Priority under 35 U.S.C. § 119		
12) ☐ Acknowledgment is made of a claim for foreign a) ☐ All b) ☐ Some * c) ☐ None of: 1. ☐ Certified copies of the priority document 2. ☐ Certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the priority documents. ☐ Copies of the certified copies of the priority documents. ☐ Copies of the	ts have been received. ts have been received in Applicat prity documents have been receive nu (PCT Rule 17.2(a)).	ion No ed in this National Stage
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date	4) Interview Summary Paper No(s)/Mail D 5) Notice of Informal F 6) Other:	ate

DETAILED ACTION

Election/Restrictions

This application contains claims directed to more than one species of the generic invention. These species are deemed to lack unity of invention because they are not so linked as to form a single general inventive concept under PCT Rule 13.1.

The species are as follows:

Species I – Figures 1A-C.

Species II – Figures 2A-2D.

Species III - Figure 7.

Species IV – Figures 10A-C.

Species V – Figures 11A-E.

Species VI – Figures 12A-14.

Upon selecting one of the species, please select which suction box is used with the device.

Species VII - Figures 3-4, Figures 5-6, Figure 8, and Figures 9A-9E relate to a separate type of suction box.

Applicant is required, in reply to this action, to elect a single species to which the claims shall be restricted if no generic claim is finally held to be allowable. The reply must also identify the claims readable on the elected species, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered non-responsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

The claims are deemed to correspond to the species listed above in the following manner:

Group I, claims 67-75, 86-87, 110-117, and 124 drawn to 1st embodiment.

Group II, claims 67-75, 86-88, 98, 110-117 and 124 drawn to 2nd embodiment with a glue container.

Group III, claims 67-75, 86-87, 110-117 and 124 drawn to 3rd embodiment.

Group IV, claims 67-71, 76-82, 86-87, 99, 101-104, 110-111, 118-123, and 125-128 drawn to 4th embodiment without the suction system.

Group V, claims 67-71, 76-87, 99, 101-104, 110-111, 118-123, and 125-128 drawn to 5th embodiment with a presser mechanical member.

Group VI, claims 67-71, 76-87, 99-105, 110-111, 118-123, and 125-128 drawn to 6th embodiment with a cam feature.

Group VII, claims 89-97 drawn to different embodiments of the suction box.

The following claim(s) are generic: Claims 67-71, 86-87, and 110-111 appear to be generic.

The species listed above do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, the species lack the same or corresponding special technical features for the following reasons: For example, the special technical feature of the VI invention is the cam feature and this feature is not present in Groups I, II, III, IV, V and VII. Therefore, unity of invention is lacking as explained above.

Restriction for examination purposes as indicated is proper because all these inventions listed in this action are independent or distinct for the reasons given above

and there would be a serious search and examination burden if restriction were not required because one or more of the following reasons apply:

- (a) the inventions have acquired a separate status in the art in view of their different classification;
- (b) the inventions have acquired a separate status in the art due to their recognized divergent subject matter;
- (c) the inventions require a different field of search (for example, searching different classes/subclasses or electronic resources, or employing different search queries);
- (d) the prior art applicable to one invention would not likely be applicable to another invention;
- (e) the inventions are likely to raise different non-prior art issues under 35 U.S.C.101 and/or 35 U.S.C. 112, first paragraph.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention may be made with or without traverse. To reserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse. Traversal must be presented at the time of election in order to be considered timely. Failure to timely traverse the requirement

will result in the loss of right to petition under 37 CFR 1.144. If claims are added after the election, applicant must indicate which of these claims are readable on the elected invention.

If claims are added after the election, applicant must indicate which of these claims are readable upon the elected invention.

Should applicant traverse on the ground that the inventions are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the inventions to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SANG KIM whose telephone number is 571-272-6947. The examiner can normally be reached Monday through Thursday from 9:00 A.M. to 5:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Nguyen, can be reached on (571) 272-6952. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR.

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Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SK

5/27/09

/SANG KIM/

Primary Examiner, Art Unit 3654